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Paper 5
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UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES

Patent Interference 105,624 McK
Technology Center 1600

IGNATIUS LOY **BRITTO**, IAN C. ASHURST,
CRAIG STEVEN HERMAN, LI LI-BOVET,
and MICHAEL THOMAS RIEBE,

Patent 6,511,653 B1,
Junior Party,

v.

FRANCOIS **BRUGGER** and ANGELIKA STAMPF,

Application 10/424,633,
Senior Party,

*Before: FRED E. McKELVEY, Senior Administrative Patent Judge, and
JAMESON LEE and SALLY C. MEDLEY, Administrative Patent Judges.
McKELVEY, Senior Administrative Patent Judge.*

JUDGMENT

Upon consideration of the record, including the DECISION ON
MOTIONS (Paper 3), it is
ORDERED that judgment on priority as to Count B (the sole
count in the interference; Paper 4, pages 1-2) is awarded against Junior Party

1 IGNATIUS LOY BRITTO, IAN C. ASHURST, CRAIG STEVEN

2 HERMAN, LI LI-BOVET, and MICHAEL THOMAS RIEBE.

3 FURTHER ORDERED that Junior Party

4 IGNATIUS LOY BRITTO, IAN C. ASHURST, CRAIG STEVEN

5 HERMAN, LI LI-BOVET, and MICHAEL THOMAS RIEBE is not entitled

6 to a patent containing claims 1-24 (corresponding to Count B) of:

7 U.S. Patent 6,511,653 B1

8 granted 28 January 2003,

9 based on application 09/506,838

10 filed 18 February 2000

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12 FURTHER ORDERED that claims 1-24 of U.S. Patent

13 6,511,653 B1 are cancelled. 35 U.S.C. § 135(a).

14 FURTHER ORDERED that if there is a settlement agreement,

15 attention is directed to 35 U.S.C. § 135(c).

16 FURTHER ORDERED that a copy of this JUDGMENT shall

17 be placed in the files of (1) U.S. Patent 6,511,653 B1 and (2) application

18 10/424,633.

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